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Dated: January 21, 2010 Signature: /Mark D. Russett/
Mark D. Russett, Reg. No. 41,281

Docket No.: 62069DIV2 (51590)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
G. Pasternak et al.

Application No.: 10/823,365

Confirmation No.: 4859

Filed: April 13, 2004

Art Unit: 1617

For: TOPICAL ANESTHETIC/OPIOID
FORMULATIONS AND USES THEREOF

Examiner: K.R. McMillian

RESPONSE TO FINAL OFFICE ACTION

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants are in receipt of the final Office Action dated October 21, 2009 (the "Office Action"), and now submit this response. This paper is believed to be timely filed. Please consider the remarks that follow:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims beginning on page 3 of this paper.

Remarks/Arguments begin on page 7 of this paper.